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SH2247918/FO2264457

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
04/02/10	Special Enforcement Bureau Canine Services Detail	☐	☐

Incident Information

URN: 009-09175-0299-057	Date: 8/1/09	Time: 0039 hours

City or Station: Monterey Park

Location: Southeast corner of Garfield Avenue / Riggin Street, Monterey Park, CA

Nature of Incident: At the termination of a hit/run, reckless drunk driver vehicle pursuit, Dep. Gaunt conducted a felony pullover approach by standing on by the driver's side of his patrol car door, issuing commands to the suspect via PA system. The suspect reversed his vehicle and rammed the front bumper of the patrol SUV. The force of the ramming collision knocked Dep. Gaunt back into the front driver's seat of the patrol SUV. As the suspect vehicle pulled forward, Deputy Gaunt regained his footing; however, he saw the suspect vehicles reverse light's turn on again, at which time he feared for his safety and fired six rounds at the suspect vehicle blowing out the rear window. The suspect vehicle took off from the scene and was pursued once again by Dep. Gaunt. The suspect crashed and was tased by East L.A. Deputy [redacted] who took him into custody with the assistance of other ELA deputies. The suspect did not sustain any injuries from the shooting, the taser or the collision.

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, **Street** (circled), Other: ______

Lighting (*circle only one*): Darkness, Daylight, Other, **Street Lights** (circled)

Weather (*circle only one*): **Clear** (circled), Cloudy, Fog, Rain

Distance: 15-20 feet

Incident Type (*circle one or more*): Accidental, Armed Person, Fleeing Suspect, Foot Pursuit, Gun Take Away, **Moving Vehicle** (circled), Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other: ______

Initiated by (*circle only one*): Arrest Warrant, Call, **Observation** (circled), One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, **Other** (circled), Routine Patrol

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect	Aero Unit?	Canine Unit?
6	0	☒	☒

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name [redacted] First Name [redacted] M.I. [redacted]

Street Address [redacted] City [redacted] Zip Code [redacted] Work Ph Home Ph [redacted]

Last Name [redacted] First Name [redacted] M.I. -

Street Addres[redacted] City [redacted] Zip C[redacted] Work Ph [redacted]

Last Name [redacted] First Name [redacted] M.I. -

Street Add[redacted] City [redacted] Zip Code [redacted] Work Ph Home Ph [redacted]

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Lindblom	Eric	R.	**On Duty** (circled), Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Vera	Eliezer	-

PSTD Use Only
SH # ______

Officer Involved Shooting

URN: 009-09175-0299-057

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
08/1/09	0230 hrs	03/31/10	

Employee #	Last Name	First Name	M.I
[redacted]	Quichocho	Frank	F.
[redacted]	Roberts	Maria	T.
[redacted]	Grimaldi	Mike	J.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
E#1	S#1	FH	BR	9	Y	Y	NN	NN
S#1	E#1	OV	NN	NN	-	-	NN	NN

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 009-09175-0299-057

Involved Employee

E 1

Employee #	Last Name	First Name	M.I.
[redacted]	Gaunt	Daryl	L.

Sex:	Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
M	W	DSG	Special Enforcement Bureau	Canine Services Detail

ShiftTime (*circle only one*): (EM) PM Day — circled: EM
ShiftType (*circle only one*): (Regular) Overtime Off Duty — circled: Regular
Intoxication/Drug Usage? ☐
Substance Used:

Hospital Admission? ☐
Hospital Name:
Coroner Case? ☐
Coroner Case #
Interviewed? ☐

Hrs of sleep prior to shooting: 8
Duty Tim[redacted]
Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest) — circled: Uniform w/ Vest
Other Factors:

Age: [redacted] Height: 6'01 Weight: 180

Range Qualification Date: [redacted]
PPC Qualification Date: [redacted]
Laser Training Date: [redacted]

Certified with Weapon Used? [redacted]
Patrol Certification? [redacted]
Certification Unit: [redacted]
Prior Shootings? [redacted]
Number of Prior Shootings: [redacted]
Directed Force: [redacted]

Weapons Fired Brand:	Caliber	# Shots	Weapons Fired Brand:	Caliber	# Shots
Beretta	9	1			

Field Training Officer Emp #	Last Name	First Name	M.I.

E__

Employee #	Last Name	First Name	M.I.

Sex:	Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day
ShiftType (*circle only one*): Regular Overtime Off Duty
Intoxication/Drug Usage? ☐
Substance Used:

Hospital Admission? ☐
Hospital Name:
Coroner Case? ☐
Coroner Case #
Interviewed? ☐

Hrs of sleep prior to shooting:
Duty Time (hrs):
Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest
Other Factors:

Age: Height: Weight:

Range Qualification Date:
PPC Qualification Date:
Laser Training Date:

Certified with Weapon Used? ☐
Patrol Certification? ☐
Certification Unit:
Prior Shootings? ☐
Number of Prior Shootings:
Directed Force: ☐

Weapons Fired Brand:	Caliber	# Shots	Weapons Fired Brand:	Caliber	# Shots

Field Training Officer Emp #	Last Name	First Name	M.I.

E__

Employee #	Last Name	First Name	M.I.

Sex:	Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day
ShiftType (*circle only one*): Regular Overtime Off Duty
Intoxication/Drug Usage? ☐
Substance Used:

Hospital Admission? ☐
Hospital Name:
Coroner Case? ☐
Coroner Case #
Interviewed? ☐

Hrs of sleep prior to shooting:
Duty Time (hrs):
Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest
Other Factors:

Age: Height: Weight:

Range Qualification Date:
PPC Qualification Date:
Laser Training Date:

Certified with Weapon Used? ☐
Patrol Certification? ☐
Certification Unit:
Prior Shootings? ☐
Number of Prior Shootings:
Directed Force: ☐

Weapons Fired Brand:	Caliber	# Shots	Weapons Fired Brand:	Caliber	# Shots

Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 009-09175-0299-057

Suspect Information

S 1

Last Name: Finley	First Name: Raymond	M.I.: D.
AKA Last Name: N/A	First Name: N/A	M.I.: -

Sex: M Race: B	Street Addres[redacted]	City [redacted]	[redacted] Zip [redacted]
Work[redacted]	Ho[redacted]	Social Secu[redacted]	Driver's L[redacted]
Age: 58 D.O.B. 08/18/50	Height: 6'01 Weight: 190	FBI # [redacted]	CII # [redacted]
Booking # 2003909	Primary Charge: 245 (C) PC	Secondary Charge: 2800.2 (a) CVC	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☒	Substance Used: PCP, Opiates, Alcohol, Marijuana
Armed? ☐	Apprehended? ☒	Mental Illness? ☒	Criminal History? [redacted]
Vehicle Make: Cadillac (Lic#[redacted]4dr, Green)	Model: SLS	Year: 1995	

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make	Model:	Year:	

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	-	[redacted]	[redacted]		[redacted]
[redacted]	[redacted]	-	[redacted]	[redacted]		[redacted]

County of Los Angeles
SHERIFF'S DEPARTMENT

FORCE REVIEW
SHOOTING EVALUATION
(On Duty - Non-Hit)

UNIT:	Special Enforcement Bureau - Canine Services Detail
DATE:	August 1, 2009, Saturday
TIME:	0039 hours
LOCATION:	Southeast corner of Riggin St./Garfield Ave., Monterey Park
URN#:	009-09175-0299-057
IAB#:	SH2247918

NATURE OF INCIDENT:
On August 1, 2009, at about 0039 hours, Special Enforcement Bureau - Canine Services Detail, Deputy Daryl L. Gaunt, Employee #[redacted] assigned to 240K94, was initially involved in a vehicle pursuit of Suspect Raymond Finley for reckless drunk driving. After Suspect Finley yielded by slowing down and came to a complete stop, Deputy Gaunt placed his patrol SUV vehicle in a felony pull-over approach position behind the suspect's car. As Deputy Gaunt stepped out of his patrol SUV vehicle, he began giving orders and commands for the suspect to stop the car and show his hands.

Suspect Finley then placed his vehicle in reverse and rammed the front bumper of Deputy Gaunt's patrol SUV vehicle. The ramming collision caused Deputy Gaunt to lose his footing on the ground, which also knocked him backward from his position between the driver's door and the patrol vehicle.

Suspect Finley then pulled forward, at which time Deputy Gaunt saw the reverse lights of the suspect's vehicle turn on. Fearing he was about to be assaulted for a second time, Deputy Gaunt shot at Suspect Finley by firing six rounds from his department-issued weapon. The rounds struck the roof top areas of the suspect vehicle and blew out the rear window. After the threat no longer presented itself, Deputy Gaunt stopped firing his weapon.

By: Frank F. Quichocho, Sergeant, #[redacted]
Date: April 2, 2010

Suspect Finley then drove away from the scene and was pursued by Deputy Gaunt for a second time, which ultimately ended when the suspect crashed into a fire hydrant at the northeast corner of Riggin Street and Findlay Avenue, in the City of Monterey Park. Deputy Gaunt was assisted by East Los Angeles deputy personnel, and an Aero unit in taking Suspect Finley into custody.

At the termination of the pursuit, Suspect Finley was tased by East Los Angeles Deputy [redacted] The suspect was not hit and/or injured as a result of the shooting, tasing or collision.

The following is a summary of the incident:
On August 1, 2009, at about 0039 hours, SEB K9 Deputy Gaunt was enroute back to his unit of assignment after assisting East Los Angeles Sheriff's patrol station. While stopped at N/B Atlantic Blvd. / Riggin Street, Monterey Park, he heard several loud crashing noises (metal on metal) and the screeching of tires east of his location on Riggin Street. Believing there may have been a traffic collision, Deputy Gaunt drove east in the direction of the noise and saw a green Sedan vehicle rapidly accelerating away from him at about ninety miles an hour, and out of view.

As Deputy Gaunt continued east on Riggin Street, the vehicle came back over the crest of Riggin Street, toward his marked patrol SUV vehicle (Chevy Tahoe) in the opposing lane of travel. Fearing the suspect vehicle was imminently going to collide into his patrol unit, Deputy Gaunt quickly pulled over to the curb of Riggin Street, in an attempt to avoid a head-on collision. As the suspect vehicle drove past him, Deputy Gaunt noticed it was driven by a male black, and had extensive damage to the entire portion of the driver's side quarter panel and door area.

> **IAB Note:** Refer to Exhibit H for a traffic collision report from Monterey Park Police Department.

Based on his observations, Deputy Gaunt activated his red lights/siren and initiated a pursuit of the suspect vehicle regarding a reckless drunk driver. Deputy Gaunt said he immediately switched over to East Los Angeles' patrol frequency in order to broadcast his pursuit and request assistance.

As Deputy Gaunt pursued the suspect vehicle west on Riggin Street, toward Atlantic Blvd., it made an abrupt U-turn heading back east on Riggin Street. The suspect vehicle finally slowed down to a stop just east of Garfield Avenue on Riggin Street, at the S/E corner.

Deputy Gaunt pulled up behind the suspect vehicle in a felony pull-over approach position, opened his door, placed one foot outside and began using his PA system to give commands to the suspect. While he could see the suspect looking at him from the rear

view mirror, Deputy Gaunt immediately noticed the suspect vehicle's reverse light's turn on as it drove backwards toward his patrol vehicle crashing into his front bumper.

Due to the ramming collision, Deputy Gaunt lost his footing and was knocked backward from his position.

As Deputy Gaunt regained his footing, the suspect vehicle pulled forward a few feet, at which time, the reverse lights turned on again. Fearing for his safety, and believing he was going to be rammed again, Deputy Gaunt fired six rounds from his department-issued weapon, striking the suspect vehicle's rear window, and top roof areas. While he advised SCC of his shooting, the suspect vehicle drove away from him, and then made a U-turn headed west on Riggin Street. Believing the suspect was turning around to hit him, Deputy Gaunt immediately entered his patrol vehicle as the suspect vehicle drove past him.

Deputy Gaunt resumed pursuit of the suspect vehicle and was subsequently assisted by a Sheriff's Aero unit in broadcasting the pursuit. As the suspect vehicle approached the intersection of Findlay Avenue, it crashed into a fire hydrant at the N/E corner of Findlay Avenue and Riggin Street. Deputy Gaunt pulled directly behind the suspect vehicle and was assisted by East Los Angeles Sheriff's patrol personnel in conducting a felony pull-over approach.

The suspect was not compliant with Deputy Gaunt's order's and remained seated inside the vehicle. As a tactical approach was initiated toward the suspect, from the driver's side, the suspect vehicle's tires were spinning as if the suspect was attempting to either dislodge the vehicle from the fire hydrant, or back up and strike approaching deputy personnel.

Based on the suspect's high-risk behavior, non-compliant attitude, and prior assaultive nature toward Deputy Gaunt, he was tased by East L.A. Deputy [redacted] on the upper torso area. The suspect was subsequently extracted from the vehicle without further incident.

The suspect was treated at the location by Verdugo Fire Station, Unit #62, and transported to Monterey Park Hospital, who cleared him for booking.

During the booking process at East L.A. station jail, the suspect went man-down and was taken to East L.A. Doctor's Hospital for observation, who determined the suspect suffered from a high blood sugar level.

Suspect Finley was not injured by the gunshots fired by Deputy Gaunt, or the taser deployed by Deputy [redacted] or from the collision.

Toxicology indicated phencyclidine (PCP), opiates, alcohol, and marijuana were in the suspect's body.

Internal Affairs Bureau was notified at 0230 hours, whereby Lieutenant Mike Grimaldi, along with Sergeant's Frank Quichocho and Teri Roberts responded to the command post to conduct a Shooting Review of the incident.

On August 4, 2009, East Los Angeles Detective Hector Contreras filed felony charges of Assault with a Deadly Weapon on a Peace Officer, 245(C) P.C., Reckless Evading of a Peace officer, 2800.2 (a) C.V.C., and Driving while under the Influence of Alcohol, 23152(a) C.V.C., at East Los Angeles Municipal Court.

As of this date, the criminal matter is pending a jury trial at the Criminal Courts Building, Central Division.

The following summary is based on written documentation, and interviews of involved deputies.

INVOLVED PERSONNEL:

Gaunt, Daryl, L., Deputy Sheriff, Employee #[redacted]
Special Enforcement Bureau - Canine Services Detail
Office of Homeland Security

EMPLOYEE WORK HISTORY:

Date of Employment: 02-08-1991
Date Assigned to Patrol: [redacted]
Completed Patrol Training: [redacted]

Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

INVOLVED SUSPECT:

Finley, Raymond Dewayne, MB/48, DOB: 08-18-50, 6'01/190, Gray/Bro.
Address: [redacted] Home: [redacted]

Involved Suspect Criminal History:

Suspect Finley [redacted]

[redacted]

VICTIM:

Deputy Daryl Gaunt

CIVILIAN WITNESSES:

1. [redacted]
2. [redacted]
3. [redacted]
4. [redacted]
5. [redacted]
6. [redacted]

This list of witnesses revealed pertinent information regarding the shooting incident.

> **IAB Note: Refer to Exhibit A for supplementary reports written by East Los Angeles deputy personnel for details.**

CANVASSED AREA OF WITNESSES:

A canvas of the entire area was conducted by East Los Angeles Sheriff's patrol personnel and is not limited to the above civilian witness list. Refer to Exhibit A for supplementary reports indicating the addresses and witnesses canvassed.

DEPARTMENT WITNESS(S):

None in relation to the shooting incident.

INVOLVED EMPLOYEE STATEMENTS:

Deputy Daryl Gaunt, Employee #[redacted] was interviewed by Internal Affairs Sergeant Frank Quichocho on August 1, 2009, at approximately 0611 hours. Deputy Gaunt voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary.

Deputy Gaunt said he was enroute back to his unit after assisting East Los Angeles patrol personnel for a canine search. While stopped at northbound Atlantic Blvd., at Riggin Street, for a stop light, he heard the sounds of screeching tires and a collision to the southeast of his location. When he looked east toward Riggin Street, Deputy Gaunt said he saw the suspect vehicle fail to stop for a stop sign at Hill View Avenue, as it accelerated at a high rate of speed crossing over into oncoming traffic. The suspect vehicle's actions forced two civilian cars to abruptly pull over in order to avoid a collision.

Deputy Gaunt stated the suspect vehicle continued east on Riggin Street, accelerating at an extremely high rate of speed, as it failed to stop for a stop sign at Gerhart Avenue.

Based on the circumstances and his observations, Deputy Gaunt said he believed the suspect vehicle was a reckless drunk driver; therefore, he decided to catch up to the vehicle in an attempt to put out an officer safety alert concerning an individual who was driving recklessly.

Due to the high rate of speed of the suspect vehicle, Deputy Gaunt said he could not catch up to it and was only able to see its tail lights, as it drove over the crest of the hill, east on Riggin Street, and out of view, which was about a quarter of a mile from him. As he approached the crest of Riggin Street, Deputy Gaunt said he saw the suspect vehicle coming back toward him, west on Riggin Street, in the eastbound opposing lane traveling directly at his patrol vehicle. Deputy Gaunt said when the suspect vehicle drove on the wrong side of the street toward him, it caused him to veer to the south curb line in order to get out of the way and avoid a collision.

As the suspect vehicle passed Deputy Gaunt, he recalled it was a dark colored Cadillac with extensive traffic collision damage to the driver's side quarter panel area. Deputy Gaunt immediately made a U-turn and began broadcasting that he was in vehicle pursuit of a reckless driver under the influence of alcohol / hit and run vehicle.

As Deputy Gaunt initiated his pursuit, he broadcasted his direction of travel, suspect vehicle description, license plate info, rate of speed, and traffic conditions.

During the pursuit, the suspect vehicle made a quick U-turn at Findlay Avenue and headed back east on Riggin Street. Deputy Gaunt said while he was in pursuit of the suspect vehicle, it continued to accelerate away from him. Deputy Gaunt stated that he could smell the odor of radiator fluid and burning oil, as well as sparks and smoke coming from the bottom of the suspect's vehicle.

The suspect vehicle eventually slowed to a stop at the southeast corner of Garfield Avenue and Riggin Street in the number two lane. Deputy Gaunt said he placed his patrol vehicle in a felony traffic stop position, approximately 15-20 feet behind, and offset to the left of the suspect vehicle. Once he stepped out of the patrol vehicle and placed his foot on the ground, he then began to give the suspect (Raymond Finley, MB/58) commands by ordering him to stop the vehicle, and to show his hands, via the PA system of his patrol vehicle.

As Deputy Gaunt ordered Suspect Finley to comply with his commands, he said he could see Suspect Finley's face in the rear view mirror looking back at him. Deputy Gaunt stated it appeared that Suspect Finley waited until his foot was firmly planted on the ground and about half in and half out of his patrol vehicle when he placed his car in reverse. Deputy Gaunt said he saw the reverse lights of the vehicle flash, as it accelerated back toward him at a high rate of speed, causing the wheels to lose traction when it slammed into the front bumper of his patrol vehicle.

Due to Suspect Finley's actions of ramming his patrol vehicle, Deputy Gaunt said it caused him to be pinched between the car door and the patrol vehicle, in addition to forcing him to fall back into his car seat. The force of the collision caused Deputy Gaunt to lose his footing, and PA system microphone as items throughout his patrol car were thrown all over the place.

Deputy Gaunt said when he regained his footing, he came back up on point with his weapon drawn toward Suspect Finley and broadcasted that he was just rammed by the suspect's vehicle. When Suspect Finley moved his vehicle forward, Deputy Gaunt said he saw the suspect vehicle's reverse lights turn on for a second time; therefore, fearing he was about to be rammed a second time, and trapped inside his vehicle, in addition to fearing he would be run over by his own vehicle as a result of being rammed, he fired six rounds into the left rear quadrant of the car in order to stop the suspect from further assaulting him. After shooting at the suspect, Deputy Gaunt stated the suspect vehicle moved forward without striking his patrol vehicle.

The following is an excerpt from Deputy Gaunt's transcripts on Page 4, Line 42:

Gaunt: It appeared that he waited until my foot was firmly on the ground. I was half in and half out of the vehicle, and he put the vehicle in reverse. I saw the reverse lights flash and he accelerated at a high rate of speed, causing the wheels to lose traction coming back toward me slamming into the front end of my car. He caused me not only to be pinched between the car door and the car, but he also caused me to fall back into my seat, losing footing, and to lose control of the microphone that I had.

I regained my footing as I came back up with my weapon drawn. I put out on the radio that he had rammed me. There was a slight gap between our vehicles and I don't know if it's from me going back or him moving forward but there was a slight gap. Again, I saw his reverse lights come on a second time. At that point, I had decided that I was not going to allow him to ram me feeling in fear that he was going to ram me a second time and possibly damage -- or trap me in the vehicle or run me over by my own vehicle. I fired six rounds into the left rear quadrant of his car attempting to get the vehicle to stop the assault on me.

At that point in time, the vehicle started to move forward again without striking me, at which point, the vehicle was no longer a threat so I stopped firing at him. He continued eastbound for approximately 70 to 100 feet. I put out -- I picked up the mike. I found it on the floorboard to where it had been knocked to. Picked up the mike, put out my traffic that I had been involved in a 998, at which time, I looked up and realized the vehicle had spun a U-turn and was coming directly back towards me -- not towards me but back in my direction, basically, on the center line.

Fearing that he was going to ram me from the front or clip my door and pin my leg, I quickly jumped into my vehicle, slamming my door shut behind me. As he accelerated by me at a very high rate of speed going back westbound on Riggin from Garfield. At that point in time, I completed a U-turn from my position, got back in behind the vehicle, told SRC again my direction of travel the vehicle was traveling.

Once the suspect vehicle was no longer a threat to him, Deputy Gaunt stated he stopped firing at it. Deputy Gaunt said he then picked up the microphone from the floor board of the patrol vehicle and broadcasted he was involved in a shooting. As Suspect Finley drove for about 70-100 feet east on Riggin Street away from Deputy Gaunt, he made a U-turn and headed west on Riggin Street in the center of the street.

At this point, Deputy Gaunt said he feared Suspect Finley was now going to ram him with the front of his vehicle, and/or possibly clip his patrol car door pinning his leg, so he decided to jump back into his patrol vehicle and shut the door.

As Suspect Finley drove past the patrol vehicle, west on Riggin Street from Garfield Avenue, Deputy Gaunt said he resumed his pursuit and broadcasted his direction of travel. Deputy Gaunt stated Suspect Finley appeared to yield a few times by slowing down and pulling over to the right; however, he would take off again. Due to Suspect Finley's erratic driving behavior, Deputy Gaunt said he remained about 40-45 feet behind the suspect vehicle to prevent from being rammed again. He also gave

commands from his PA system for Suspect Finley to stop the vehicle, and put his hands out, without compliance.

During the pursuit, Deputy Gaunt said assisting patrol units from East Los Angeles Station began to arrive, as well as the Air unit, who took control of broadcasting the pursuit. At the corner of Findlay Avenue and Riggin Street, Deputy Gaunt said the suspect vehicle appeared to make a northbound turn, but ended up striking a fire hydrant as the vehicle rested on top of it.

Deputy Gaunt said he placed his patrol vehicle in a felony pull-over position, and with the assistance of East Los Angeles Sheriff's deputies, they tactically approached the suspect vehicle from the driver's side door. Numerous commands were given for Suspect Finley to stop the car and show his hands; however, he placed his vehicle in reverse and pressed on the accelerator to the point where the left front tire began to spin and smoke against the asphalt.

Fearing the vehicle was going to come off the curb and strike them, Deputy Gaunt said they moved away from it. When he saw both of Suspect Finley's hands on the steering wheel, Deputy Gaunt realized Suspect Finley was not armed; therefore, he told Deputy [redacted] Employee #[redacted] to tase the suspect. He said his goal in tasing the suspect was to get him to remove his foot from the accelerator, thus, ending the threat of the vehicle coming off the curb and striking them.

When Suspect Finley was tased on the upper body, Deputy Gaunt believed it affected him, as the suspect raised his hands up to his head and locked into a pugilistic position. Deputy Gaunt stated the effect of the taser possibly caused Suspect Finley to lock his foot down on the accelerator. At this point, Deputy Gaunt said he felt comfortable and safe enough to move forward and reach into the suspect vehicle to turn off the ignition, thus, ending the danger of the vehicle coming off the curb and striking deputy personnel.

Suspect Finley was then extracted from the vehicle through the car window by East Los Angeles Deputy Oscar Lopez, Employee #[redacted] and taken into custody without further incident.

Deputy Gaunt stated he requested for Paramedics to respond to the location and for additional units to contain the shooting scene at Garfield Avenue and Riggin Street.

During follow-up questioning, Deputy Gaunt said he initially saw the suspect vehicle about an eighth of a mile in front of him, when he drove east on Riggin Street from Atlantic Blvd., in search of it. By the time he reached the crest at Riggin Street, Deputy Gaunt said the vehicle reappeared at about 100 feet from him, headed in his direction

in the opposing lane, westbound in the eastbound lane of travel.

<u>The following is an excerpt from Deputy Gaunt's transcripts on Page 11. Line 21:</u>

Quichocho: Can you describe his -- the vehicle's actions as you were pursuing him? Was he straddling the lanes? Was he still on the opposite side of the street? And then also tell me what it was you were broadcasting out on the radio.

Gaunt: Basically, all I was broadcasting or all I had time to broadcast was the color of the vehicle, the make. I still couldn't get a license plate, that he was deuce, reckless, based on the fact that he had blown the three stop signs, come head-on the wrong way of traffic, his erratic behavior, the prior spinning of the tires, possible accident. His driving was at a very high rate of speed and crossing back onto the center line and back. He never actually veered completely over into the oncoming again.

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Deputy Gaunt stated the lighting conditions at the place of the shooting (Garfield Avenue/Riggins Street) were very good, due to the street lights, in addition to the spot lights, rotators, and high beams of his patrol vehicle.

Deputy Gaunt said there were no vehicular and/or pedestrian traffic at the time of the shooting.

<u>The following is an excerpt from Deputy Gaunt's transcripts on Page 15, Line 8:</u>

Quichocho: Can you tell me, if you can, his demeanor, his behavior, his actions when you were putting out the commands?

Gaunt: As I was putting out the commands, he looked very intent. Very intense. He wouldn't look behind him, he wouldn't look left or right. He only simply looked in his rear view mirror. I could make eye contact with him and he was looking directly back at me. He didn't seem to give me any suggestion that he was either gonna comply or not. He wouldn't give me any indication that he was coherent of my instructions. Nothing, just sat there.

Quichocho: Okay. And how long did that interaction or at least your part of the interaction take place before he placed his car in reverse?

Gaunt: No more than five to ten seconds. As I was stepping out, I was ordering -- giving him commands with the PA. I wanted to get into a position where I could affect a felony T-stop. I was waiting for assisting units to come up behind me. I wanted to get in my felony position. As I stepped out of the vehicle, like I said before, he waited until my foot was firmly outside of the vehicle and I was half in and half out before I saw the reverse lights come on and him come slamming back into me.

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The following is an excerpt from Deputy Gaunt's transcripts on Page 16, Line 3:

Quichocho: When he placed his car in reverse, did the reverse lights come on?

Gaunt: Yes, sir.

Quichocho: And then what was going through your mind at that point in time?

Gaunt: I felt that I was going to be run over. I felt that I was in a very vulnerable position being half in and half out of the car. If I was fully in the car and I could just absorb it and the air bags would take care of me. If I was outside the car fully, I could jump away from the car. Being trapped in the middle, I had nowhere to go. I had the PA in my hand. I had one foot on the ground. I wasn't completely steady. I was half on and half off my seat. I was in a very precarious position, unable to defend myself in any way.

Quichocho: Being placed in that position, did you have your gun drawn out at that point in time already?

Gaunt: I did, yes.

Quichocho: And are you right-handed or left-handed?

Gaunt: I'm right-handed.

Quichocho: Okay. So you got your weapon pointed down at the suspect. You have target acquisition?

Gaunt: Not yet, sir. I'm still in the process of trying to get out of the vehicle to get to that position. I was in a very precarious position.

Quichocho: Okay. And you also had --

Gaunt: I had my PA in my left hand as I came out which stretches across.

Quichocho: Okay. So as he puts it in reverse, he accelerates backwards. I don't know if you had mentioned did his tires screech towards you?

Gaunt: Yes, sir. He -- they lost traction.

Quichocho: So when his -- the suspect vehicle made contact with the front bumper of your car, you're saying that it kind of jolted you and threw you backwards?

Gaunt: Yes, sir.

Quichocho: What happened then?

Gaunt: At that point in time, I tried to regain my balance. I reached over and just grabbed my -- from my PI, I lost my PI, reached over and grabbed my microphone and put out to SRC that he had rammed me. At which point in time, we had that gap again between the two cars. I don't know if it was him pulled forward or me rolled, back but I could see the back of his vehicle again. And at that time I could see his reverse lights come back on for a second time. Not wanting to be hit a second time still in the precarious position, I felt in fear so I fired six rounds at him to stop his vehicle from striking me again.

Quichocho: Okay. So the second time when you regained your footing and position, you had target acquisition? You had full aim, all that stuff?

Gaunt: Yes, sir, I could fully see the left rear quarter had -- quadrant of that vehicle. I fired all six of my rounds into that general vicinity to try to stop the driver from completing his assault on me.

Quichocho: So as you're firing at the guy, he's got it in reverse. Did he ever make contact with your vehicle a second time?

Gaunt: I don't believe he did.

Quichocho: Okay. So what was your backdrop looking eastbound down Riggin?

Gaunt: Eastbound down Riggins it is an incline. My backdrop was an asphalt road that makes an incline up over the hill. I could see no vehicles. All I could

see is the clear road behind him. I felt I was fairly secure and safe in firing without risking anyone down range.

Quichocho: At that point in time, did you know how many of your rounds actually struck the vehicle?

Gaunt: I did not.

Quichocho: Suspect now drives forward and makes a U-turn?

Gaunt: As he drives forward, he ceased his assault on me, I stopped firing. He went down approximately 70 to 100 feet and turned a U-turn, yes.

<u>The following is an excerpt from Deputy Gaunt's transcripts on Page 23, Line 27:</u>

Quichocho: When you ordered for the Taser, what was going through your mind as far as your tactics to deploy the Taser?

Gaunt: I wanted him to stop accelerating the vehicle because it was my fear he was going to come off the curb and strike my vehicle, strike the deputy, strike myself. Continue the pursuit on and kill somebody in an intersection. I wanted to disable the vehicle if we could get him to stop pushing the accelerator, that would be the best bet. I assumed the Taser would immediately shut down him pushing on the gas. I don't know if his foot was wedged or what happened but after the Taser deployed, the accelerate continued to be pushed down.

Then my state of mind went to I need to disable the vehicle some other way. So I approached seeing both of his hands are up to his head and realizing he didn't have a gun in his hand at that time, I felt I was safe enough to reach across him and reach inside of the vehicle, turn off the ignition.

At that point in time, the vehicle died. The wheels stopped smoking. I backed up and East LA deputies took control of the suspect.

Quichocho: What was the tactical approach towards the suspect vehicle? Did you have a deputy on either side of you? Or were you in the lead? Do you recall or not?

Gaunt: I had several deputies to my left. I was in the lead moving forward covering with my Beretta. Like I said, my main concern was to disable that vehicle from going any further or striking myself or other deputies.

Deputy Gaunt concluded the interview by stating that the force he used at the shooting incident was the only option available to him, as he was forced to take action to ensure his safety. He believed it was a deadly force situation and that his life was in danger at the time of the shooting. When the threat no longer presented itself, Deputy Gaunt said he stopped shooting at the suspect.

After the shooting, Deputy Gaunt said he made a public safety comment to the initial arriving supervisor and was subsequently taken back to the station and sequestered.

> **IAB Note:** SEB patrol SUV's (Chevy Tahoe's) are pursuit rated.
> **IAB Note: Refer to a copy of Deputy Gaunt's transcribed interview for further details.**

DEPARTMENT WITNESS STATEMENTS:

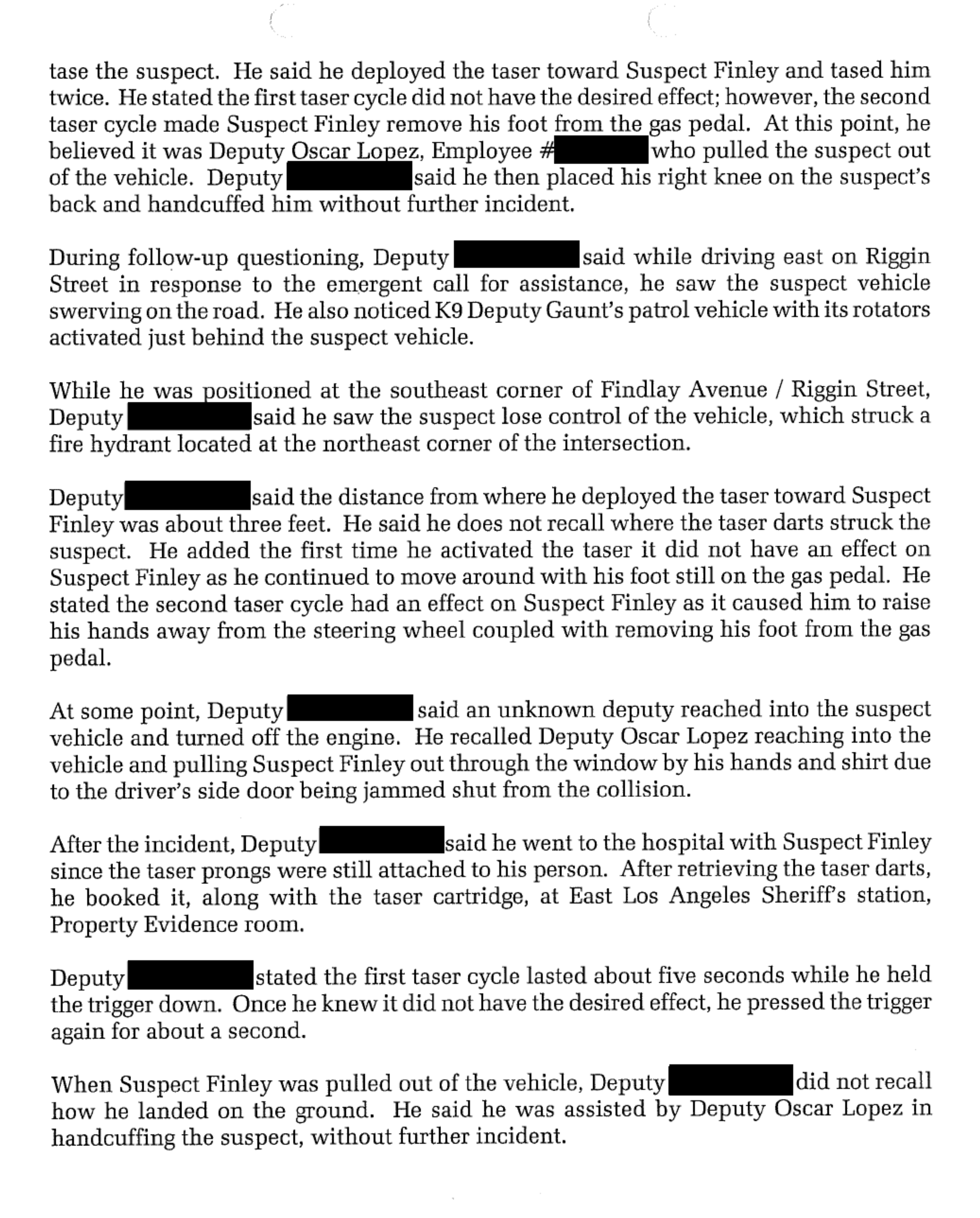
IAB Note: There were no sworn departmental witnesses at the shooting scene. The following witnesses are those that were involved at the termination of the vehicle pursuit at Riggins Street/Findlay Avenue, Monterey Park.

Deputy [redacted] Employee #[redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on August 1, 2009, at approximately 0922 hours. Deputy [redacted] voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary of the interview.

Deputy [redacted] said while assigned to East Los Angeles 24/E, with his [redacted] Deputy Hugo Ramos, Employee #[redacted] he responded to a request for assistance by SEB K9 Deputy Gaunt, who was involved in a vehicle pursuit of a reckless drunk driver. While approaching the intersection of Findlay Avenue and Riggin Street, in Monterey Park, he saw the pursuit headed toward his direction; therefore, he pulled over in anticipation of the suspect vehicle possibly colliding into them. The pursuit terminated at the northeast corner of the intersection, when the suspect vehicle crashed into a fire hydrant at the northeast corner of the intersection.

During their tactical approach toward Suspect Finley, who was seated in the driver's side of the vehicle, Deputy [redacted] said the suspect did not show his hands as ordered by K9 Deputy Gaunt, who gave the suspect several commands to show his hands. As they closed in on the suspect vehicle at gun point, Suspect Finley pressed down on the accelerator causing the tires to spin, at which time Deputy [redacted] believed the suspect was either going to take off forward or reverse toward them. He said he did not see which direction the tires were spinning.

Deputy [redacted] said he then pulled out his taser, and heard someone yell for him to



tase the suspect. He said he deployed the taser toward Suspect Finley and tased him twice. He stated the first taser cycle did not have the desired effect; however, the second taser cycle made Suspect Finley remove his foot from the gas pedal. At this point, he believed it was Deputy Oscar Lopez, Employee #[redacted] who pulled the suspect out of the vehicle. Deputy [redacted] said he then placed his right knee on the suspect's back and handcuffed him without further incident.

During follow-up questioning, Deputy [redacted] said while driving east on Riggin Street in response to the emergent call for assistance, he saw the suspect vehicle swerving on the road. He also noticed K9 Deputy Gaunt's patrol vehicle with its rotators activated just behind the suspect vehicle.

While he was positioned at the southeast corner of Findlay Avenue / Riggin Street, Deputy [redacted] said he saw the suspect lose control of the vehicle, which struck a fire hydrant located at the northeast corner of the intersection.

Deputy [redacted] said the distance from where he deployed the taser toward Suspect Finley was about three feet. He said he does not recall where the taser darts struck the suspect. He added the first time he activated the taser it did not have an effect on Suspect Finley as he continued to move around with his foot still on the gas pedal. He stated the second taser cycle had an effect on Suspect Finley as it caused him to raise his hands away from the steering wheel coupled with removing his foot from the gas pedal.

At some point, Deputy [redacted] said an unknown deputy reached into the suspect vehicle and turned off the engine. He recalled Deputy Oscar Lopez reaching into the vehicle and pulling Suspect Finley out through the window by his hands and shirt due to the driver's side door being jammed shut from the collision.

After the incident, Deputy [redacted] said he went to the hospital with Suspect Finley since the taser prongs were still attached to his person. After retrieving the taser darts, he booked it, along with the taser cartridge, at East Los Angeles Sheriff's station, Property Evidence room.

Deputy [redacted] stated the first taser cycle lasted about five seconds while he held the trigger down. Once he knew it did not have the desired effect, he pressed the trigger again for about a second.

When Suspect Finley was pulled out of the vehicle, Deputy [redacted] did not recall how he landed on the ground. He said he was assisted by Deputy Oscar Lopez in handcuffing the suspect, without further incident.

Deputy [redacted] said Suspect Finley did not offer any resistance after he was pulled out of the vehicle. He stated he used no other force, other than the Taser and placing his right knee on the suspect's back during handcuffing procedures. He added that he did not see the suspect sustain any injuries while at the scene.

Deputy [redacted] concluded the interview by stating his use of the Taser was determined by Suspect Finley's initial actions toward Deputy Gaunt, his non-compliant behavior, and his continued attempts to evade and/or strike them by accelerating the vehicle,

<u>IAB Note:</u> Refer to a copy of Deputy [redacted] transcribed interview for further details.

Deputy Hugo Ramos, Employee # [redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on August 1, 2009, at approximately 0953 hours. Deputy Ramos voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary of the interview.

Deputy Ramos said he was assigned to East Los Angeles 24/E, with his [redacted] Deputy [redacted] when they responded to an assistance request by SEB K9 Deputy Gaunt regarding a vehicle pursuit of a reckless drunk driver on Riggin Street, in the City of Monterey Park.

At the intersection of Findlay Avenue and Riggin Street, Deputy Ramos said he saw the pursuit about four blocks to the east headed west in his direction; therefore, he decided to pull over to the south side of the intersection in order to avoid a head-on collision with the suspect vehicle. Deputy Ramos stated the suspect vehicle was alternating its rate of speed by slowing and speeding up as it approached the intersection.

Deputy Ramos said as the suspect vehicle approached the intersection, it crashed into a fire hydrant at the northeast corner of Findlay Avenue and Riggin Street. He also saw the air bags of the suspect vehicle deploy.

Deputy Ramos stated he saw SEB K9 Deputy Gaunt get out of his patrol SUV vehicle and began giving the suspect commands. He said he assisted in a tactical approach from the driver's side of the suspect vehicle and observed that the suspect was not complying with Deputy Gaunt's orders. Deputy Ramos said he believed the suspect was trying to get out of the vehicle, as it appeared that he was stuck and also pressing down on the gas pedal causing the tires to screech.

Based on the circumstances, Deputy Ramos said he told Deputy [redacted] to get the Taser, at which time, Deputy [redacted] deployed it toward Suspect Finley. Afterwards, he recalled Deputy Oscar Lopez extracting the suspect from the vehicle, who

was assisted by Deputy [redacted] in the handcuffing process, without further incident.

During follow-up, questioning, Deputy Ramos stated the suspect appeared delusional and incoherent during their approach to take him into custody. He said the suspect did not comply with any of the commands given to him.

Deputy Ramos said he was not sure where the taser darts struck the suspect. He said his main concern was that the suspect would regain control of the vehicle; therefore, he ensured that no deputy personnel were standing either in front of or behind the suspect's vehicle.

Due to the suspect vehicle colliding into the fire hydrant, Deputy Ramos believed it may have prevented the driver's door from opening up, which is why Deputy Lopez extracted the suspect through the window. He added Deputy Lopez may have placed the vehicle in park prior to the extraction.

Deputy Ramos said when Suspect Finley was extracted from the vehicle, he landed face down on the ground. He does not recall if the suspect sustained a bloody nose or lip prior to the extraction, but thought he may have had some blood on his hand.

Deputy Ramos concluded by stating the incident was a high-risk situation based on the suspect's actions toward Deputy Gaunt.

IAB Note: Refer to a copy of Deputy Ramos' transcribed interview for further details.

Deputy Oscar Lopez, Employee #[redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on August 1, 2009, at approximately 0713 hours. Deputy Lopez voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary of the interview.

Deputy Lopez said he responded to a call for assistance from a K9 Deputy, who was in vehicle pursuit of a reckless DUI suspect, and subsequently involved in a shooting at Riggins Street, in the Monterey Park area.

While driving on Riggins Street, Deputy Lopez said he saw a Cadillac, which was the suspect vehicle being pursued by K9 Deputy Gaunt. He said he pulled over at the intersection of Findlay Avenue / Riggin Street, in order to avoid being struck by the suspect, who had previously rammed the K9 Deputy's patrol vehicle. He then saw the suspect vehicle crash into a fire hydrant and the curb line at the northeast corner of the intersection. He added the suspect vehicle's air bag deployed as it crashed into the fire hydrant.

Deputy Lopez stated assisting deputy personnel from East Los Angeles Sheriff's station conducted a felony traffic stop of the suspect vehicle. He said he heard several commands being given for the suspect to get out of the vehicle; however; the suspect refused to comply with the orders, as he remained seated inside the vehicle and refused to exit. He added the suspect was not aggressive, but appeared to be out of it as he displayed no reaction to their commands.

Deputy Lopez attributed the suspect's non-responsive behavior to the possibility of being struck by the air bag and/or being under the influence of drugs.

Deputy Lopez said as he drew closer to the suspect vehicle, he saw that its tires were spinning, due to the suspect pressing down on the accelerator. He said the engine was revving as if the suspect was attempting to get it off the curb. At this point, he saw K9 Deputy Gaunt reach into the vehicle and turn the engine off.

While numerous commands were given to the suspect to step out of the vehicle, Deputy Lopez said he noticed the suspect had a blank stare on his face and was not responding to any of their commands. He then reached into the open window and unfastened the suspect's seatbelt. Deputy Lopez said he tried to open the driver's door, but it was damaged from the collision, so he grabbed the suspect from the driver's window, and pulled him out, and placed him on the ground. He said he was assisted by Deputy [redacted] in handcuffing the suspect, without further incident.

During follow-up questioning, Deputy Lopez said he did not see who deployed the taser at the suspect. He also stated the suspect's non-responsive demeanor may be attributed to either the impact of the air bag against his person and/or he was under the influence of phencyclidine. He added the suspect was not resistive, while seated in the vehicle, and was oblivious to their presence.

Deputy Lopez concluded by stating he believed one of the taser darts hit the suspect's finger, which caused it to bleed. He also said the area was dark, but there was good lighting from the street lights.

IAB Note: Refer to a copy of Deputy Lopez's transcribed interview for further details.

Deputy Andrea Sandoval, Employee #[redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on August 1, 2009, at approximately 0739 hours. Deputy Sandoval voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary of the interview.

Deputy Sandoval said that she and her [redacted] Deputy Oscar Lopez, Employee #[redacted] responded to a K9 Deputy requesting assistance at Riggin Street in Monterey Park. As they drove on east on Riggin Street, Deputy Sandoval stated she saw the suspect vehicle being pursued by a patrol unit headed west in their direction. She said it appeared as though the suspect vehicle was swerving on the street as the patrol unit was attempting to get it stopped.

In order to avoid a head-on collision, Deputy Sandoval said they pulled over alongside the south curb line of Riggin Street about 25 feet west of Findlay Avenue. She then saw the suspect vehicle swerve out of control and crash into the fire hydrant at the northeast corner of the intersection.

Deputy Sandoval stated she saw the K9 Deputy exit his patrol vehicle and order the suspect to turn off the car several times; however, the suspect did not comply. She said the suspect vehicle's tires were spinning with smoke coming out of the tires. She added the air bag also deployed inside the suspect vehicle when it crashed.

At this point, Deputy Sandoval said her [redacted] reached into the vehicle and released the suspect's seatbelt and extracted him out the window as the driver's door would not open. She said Deputy [redacted] placed handcuffs on the suspect without further incident.

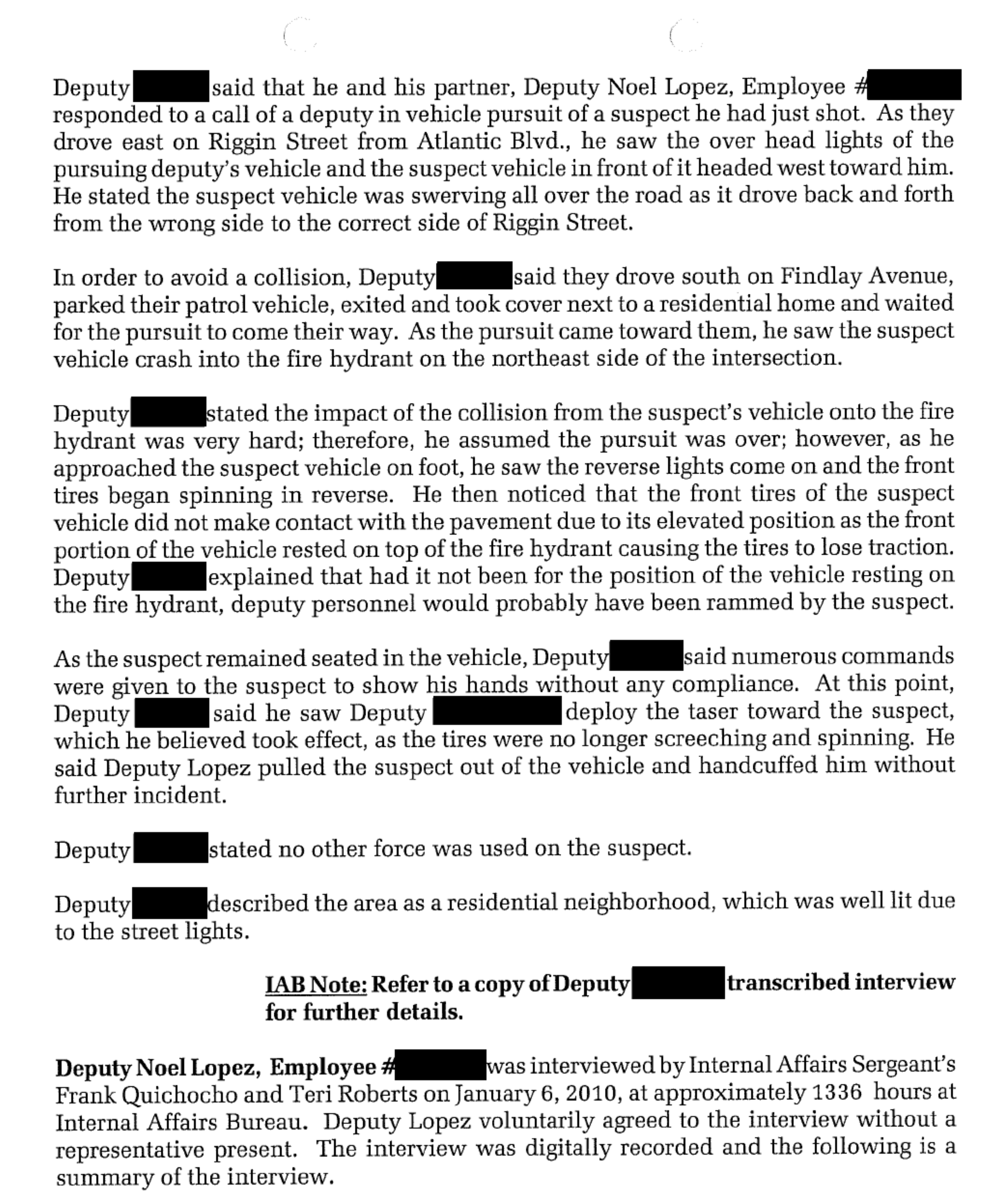
During follow-up questioning, Deputy Sandoval said she saw the flashing red lights of the K9 Deputy's patrol SUV vehicle behind the suspect vehicle as it approached them on Riggin Street. She added the suspect vehicle was swerving on Riggin Street prior to colliding into the fire hydrant.

Deputy Sandoval said she did not witness the suspect being tased. She stated the suspect had some blood on his nose, whi ch she said was most likely from the air bag deployment from the suspect's vehicle.

Deputy Sandoval concluded by stating that she neither used force on the suspect nor witnessed any force.

> **<u>IAB Note:</u> Refer to a copy of Deputy Sandoval's transcri bed interview for further details.**

Deputy [redacted] **Employee #**[redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on January 6, 2010, at approximately 1319 hours at Internal Affairs Bureau. Deputy [redacted] voluntarily agreed to the interview without a represen tative present. The interview was digitally recorded and the following is a summary of the interview.



Deputy [redacted] said that he and his partner, Deputy Noel Lopez, Employee # [redacted] responded to a call of a deputy in vehicle pursuit of a suspect he had just shot. As they drove east on Riggin Street from Atlantic Blvd., he saw the over head lights of the pursuing deputy's vehicle and the suspect vehicle in front of it headed west toward him. He stated the suspect vehicle was swerving all over the road as it drove back and forth from the wrong side to the correct side of Riggin Street.

In order to avoid a collision, Deputy [redacted] said they drove south on Findlay Avenue, parked their patrol vehicle, exited and took cover next to a residential home and waited for the pursuit to come their way. As the pursuit came toward them, he saw the suspect vehicle crash into the fire hydrant on the northeast side of the intersection.

Deputy [redacted] stated the impact of the collision from the suspect's vehicle onto the fire hydrant was very hard; therefore, he assumed the pursuit was over; however, as he approached the suspect vehicle on foot, he saw the reverse lights come on and the front tires began spinning in reverse. He then noticed that the front tires of the suspect vehicle did not make contact with the pavement due to its elevated position as the front portion of the vehicle rested on top of the fire hydrant causing the tires to lose traction. Deputy [redacted] explained that had it not been for the position of the vehicle resting on the fire hydrant, deputy personnel would probably have been rammed by the suspect.

As the suspect remained seated in the vehicle, Deputy [redacted] said numerous commands were given to the suspect to show his hands without any compliance. At this point, Deputy [redacted] said he saw Deputy [redacted] deploy the taser toward the suspect, which he believed took effect, as the tires were no longer screeching and spinning. He said Deputy Lopez pulled the suspect out of the vehicle and handcuffed him without further incident.

Deputy [redacted] stated no other force was used on the suspect.

Deputy [redacted] described the area as a residential neighborhood, which was well lit due to the street lights.

IAB Note: Refer to a copy of Deputy [redacted] transcribed interview for further details.

Deputy Noel Lopez, Employee # [redacted] was interviewed by Internal Affairs Sergeant's Frank Quichocho and Teri Roberts on January 6, 2010, at approximately 1336 hours at Internal Affairs Bureau. Deputy Lopez voluntarily agreed to the interview without a representative present. The interview was digitally recorded and the following is a summary of the interview.

Deputy Lopez said he and his partner, Deputy [redacted] responded to the location where a K9 patrol unit was requesting assistance due to a vehicle pursuit of a reckless drunk driver. While enroute, the K9 deputy broadcast additional information stating his patrol vehicle was just rammed by the suspect's vehicle and then seconds later that he was involved in a shooting.

When they arrived at the intersection of Findlay Avenue and Riggin Street, Deputy Lopez saw the suspect vehicle traveling west toward them. He said in order to prevent the suspect vehicle from ramming their patrol car, they pulled onto the south side of Findlay Avenue and kept a visual on the pursuit, as the suspect vehicle eventually crashed into the fire hydrant at the northeast corner of the intersection.

As he approached the suspect vehicle, Deputy Lopez said he saw the front tires of the suspect vehicle spinning and the engine revving. He also heard deputy personnel giving commands for the suspect to show his hands and stop pressing on the gas pedal; however, the suspect did not obey their commands.

Deputy Lopez said he saw Deputy [redacted] tase the suspect, as Deputy Oscar Lopez pulled the suspect out of the vehicle.

During follow-up questioning, Deputy Lopez said the suspect would not listen to their commands and appeared to be doing something in the vehicle during their approach on foot.

Deputy Lopez stated he did not see any injuries on the suspect at the conclusion of the incident.

<u>IAB Note:</u> Refer to a copy of Deputy Lopez's transcribed interview for further details.

VICTIM STATEMENTS:

Deputy Daryl Gaunt (Refer to summary / interview)

SUSPECT'S STATEMENTS

Suspect Raymond Finley

Suspect Raymond Finley, was interviewed on August 1, 2009, by Internal Affairs Investigators, Sergeant's Frank Quichocho and Teri Roberts at the East Los Angeles Doctor's Hospital.

Suspect Finely said all he could recall about the incident was when he arrived at East L.A. Doctors Hospital. He stated everything else that occurred regarding the events of the evening were told to him by deputy personnel.

Suspect Finley stated that after he dropped a friend off in Long Beach, he got lost on the way home via the 710 freeway. He said that he did not know if he crashed into vehicles along Riggin Street trying to find his way back home.

Suspect Finley said he does not know how he wrecked his car, and does not remember evading patrol personnel, as well as being tased.

The only recollection Suspect Finley had about the incident was being stopped by deputies at Riggin Street and Findlay Avenue and nothing else. He did not recall anything related to the deputy-involved shooting, at Riggin Street and Garfield Avenue, further stating he does not recall placing his vehicle in reverse and ramming the patrol car, or being shot at by a deputy.

Suspect Finley indicated he had some beers at about eleven o'clock in the evening while he was driving, but took no drugs. He said he was not injured at all from the incident.

> **IAB Note: Refer to a supplementary report written by East L.A. Detective Contreras, who interviewed Suspect Finley on 09/03/09, who stated he smoked a "sherm" (Cigarette laced with phencyclidine) during the night of the incident.**

Suspect Finley attributed his lack of recall and/or lapse in memory to being under medication for depression. He said he knew he should not have been drinking while taking psychiatric medication.

Prior to terminating the interview, Suspect Finley asked investigators if he had run somebody over. He stated he wanted to know because he could not remember what happened during the incident.

> **IAB Note: Refer to a copy of Suspect Finley's transcribed interview for further details.**

NON-DEPARTMENT WITNESS STATEMENTS:

[redacted] stated at about 0030 hours, while he was a [redacted] at the Garfield Inn located at the northeast corner of Riggin Street and Findlay Avenue, he heard a loud crashing noise and exited his room in order to check if there was an accident on the street.

At the south side of Riggin Street, [redacted] stated he saw a vehicle occupied by a male black individual being stopped by a black and white SUV Chevy Tahoe. The SUV Tahoe was directly behind the suspect vehicle when two "officers" exited the Tahoe and approached the vehicle.

> **IAB Note: Refer to a supplementary report written by ELA DB Sgt. Nava, who clarified on a subsequent interview of [redacted] that he did not see two officers, but only assumed he saw two officers in his first interview.**

[redacted] said he heard the driver of the Tahoe give several verbal commands for the suspect to turn the vehicle off, and to see his hands. He stated the suspect disregarded the officer's commands and accelerated his vehicle in reverse, "ramming" the officers, who then fired four to five shots at the suspect vehicle. He said the suspect vehicle drove east, away from the scene, followed by the black Tahoe, then made a U-turn headed west on Riggin Street and out of view.

[redacted] indicated the suspect drove like a maniac.

> **IAB Note: Refer to a copy of a supplementary report written by Deputy Parra regarding [redacted] interview for further details.**

[redacted] said while he was standing in his front yard, he heard the sounds of a police pursuit. He then saw the suspect vehicle stop on Riggin Street just east of Garfield Avenue. From the [redacted] his home, [redacted] heard the police order the suspect to stop and show his hands. He indicated that the orders were loud enough for him to hear from where he was standing.

[redacted] said during the commands, the suspect intentionally reversed his vehicle and hit the police car, at which time, the officer fired 4-5 gunshots at the suspect in the Cadillac.

After the shooting. [redacted] said the "drunk driver" suspect quickly drove east away from the shooting and then made a wild and reckless U-turn west on Riggin Street at a high rate of speed.

[redacted] said he remained at the scene until assisting deputy personnel arrived and interviewed him.

> **IAB Note: Refer to a copy of a supplementary report written by Deputy Valdez regarding [redacted] interview for further details.**

[redacted] said he saw the traffic stop at the southeast corner of Riggin Street / Findlay Avenue. He said he heard the deputy yelling something at the driver in the vehicle. He then saw the "crazy guy" ram his vehicle into the police car, at which time, the deputy fired his gun at the suspect vehicle about 4-5 times.

[redacted] said the suspect vehicle sped away from the scene, east on Riggin Street, in an "out of control" manner. As the police followed the suspect vehicle, it made a U-turn headed west on Riggin Street, adding the police had its lights and siren during the pursuit.

[redacted] concluded his interview by stating the driver was drunk and out of control. He said it appeared as if the deputy, who stopped the suspect, was run over. He added that if the suspect was not caught, he would have killed somebody.

IAB Note: Refer to a copy of a supplementary report written by Deputy Valdez regarding [redacted] interview for further details.

[redacted] said after hearing a traffic collision, he ran downstairs from the Garfield Inn, and exited into the north sidewalk of Riggin Street, when he saw a police officer pointing a gun toward a vehicle in front of him.

[redacted] stated he heard the officer telling the suspect to shut off the car, at which time, the suspect vehicle suddenly reversed in the direction of the police officer and his vehicle. He then saw the police officer fire about six shots toward the suspect vehicle.

[redacted] stated that he then took cover.

IAB Note: Refer to a copy of a supplementary report written by Deputy Guillen regarding [redacted] interview for further details.

[redacted] said she was asleep in her upstairs apartment, when she heard a loud metal grinding noise. When she looked out of her window, [redacted] said she saw a dark colored vehicle driving back and forth on Riggin Street, at a high rate of speed. Minutes later, she saw that it was being pulled over by a black Tahoe patrol car. From her bedroom window, [redacted] said she could hear the deputy giving the driver commands to show his hands, but the suspect ignored it.

[redacted] stated she then saw the driver place the car in reverse and ram the deputy's vehicle, as he fired his gun at the suspect vehicle about six times. The suspect vehicle then drove east from the scene followed by the deputy. A few seconds later, [redacted] said she saw the suspect vehicle driving west on Riggin Street, crossing Garfield Avenue, and out of view.

IAB Note: Refer to a copy of a supplementary report written by Deputy Inzunza regarding [redacted] interview for further details.

[redacted] said while at the Garfield Inn, she heard a loud crash coming from the intersection and exited to see a dark colored vehicle driven by a male black traveling east on Riggin Street, which stopped just east of Garfield Avenue.

[redacted] stated as a Sheriff's Tahoe pulled behind the vehicle, she saw the deputy exit and begin giving the driver commands. Although unable to hear the commands, [redacted] said the driver was not compliant, at which time, she saw the suspect place the car in reverse, and accelerate backward in an attempt to strike the deputy. As the deputy moved to avoid being struck, she heard about six gunshots, but was unable to determine who fired the rounds.

[redacted] saw the vehicle accelerate east on Riggin Street followed by the Sheriff's Tahoe, then west on Riggin Street and out of view.

IAB Note: Refer to a copy of a supplementary report written by Deputy Carpenter regarding [redacted] interview for further details.

The surrounding areas affected by the incident were canvassed by deputy personnel from East Los Angeles Sheriff's station. All listed civilian witnesses were interviewed by station personnel.

IAB Note: For further details refer to Exhibit A for witness statements included in supplementary reports and enclosed CD for digitally recorded interviews by East L.A. Detective Hector Contreras.

SUSPECT'S INJURIES:

Suspect Finley did not sustain any injuries from either the gunshots fired by Deputy Gaunt or the taser deployed by Deputy [redacted] or by the traffic collision.

DEPUTY PERSONNEL INJURIES:

None.

PHYSICAL EVIDENCE:

Collected by Scientific Services Bureau, Crime Scene Investigators:

Location #1: Riggin St / Garfield Ave
Location #2: Riggin St / Findlay Ave

Patrol Vehicle Description: Chevy, Tahoe, Blk/Wht, CA Lic# 1285354, SD6313
Suspect Vehicle Description: Cadillac, SLS, Grn, CA Lic# [redacted]

Lab Receipt #K078726

Location #1: Riggin St / Garfield Ave

EV-1: 9mm Luger Cartridge case
EV-2: 9mm Luger Cartridge case
EV-3: 9mm Luger Cartridge case
EV-4: 9mm Luger Cartridge case
EV-5: 9mm Luger Cartridge case
EV-6: Bullet fragment
EV-7: Bullet
EV-8: Bullet
EV-9: Necklace and Medallion
A-L: Vehicle tire marks
M-T: Vehicle tire mark
U-Z; Vehicle fluids

Evidence 6: Bullet Fragment
This evidence was inadvertently run over by a radio car driven by East L.A. Deputy Maybet Bugarin, Employee #[redacted] A search of the area for the evidence met with negative results. Evidence 6 was documented by photographs prior to the incident.

IAB Note: Refer to a supplementary report by Deputy Bugarin, under the same file number.

IAB Note: The sixth shell casing could not be located at the crime scene on Riggin St/Garfield Ave. A search of the area met with negative results.

Evidence 7: Fired Bullet
This evidence was recovered by CSI Deputy Steven Thomas, Employee #[redacted] from the residential back yard located at [redacted] and submitted to CSI Deputy Ray Davidson, Employee # [redacted] for transportation to the Crime Lab.

Evidence 9: Necklace and Medallion
This evidence was submitted under Lab Receipt # K078727 and returned to the criminal investigating officer.

Location at DBA: "City Wide Tow @ 1501 N. Fishburn Ave., Los Angeles

Evidence:
EV A - D: Bullet Holes
EV E - F: Bullet Impacts
EV G: Bullet Hole
EV 10: Fired Bullet

IAB Note: Refer to Exhibit G, for further details.

INVESTIGATORS OBSERVATIONS:

It should be noted that a bullet (**EV 7**) recovered at [redacted] CA., was initially handled by the [redacted]

[redacted] was interviewed by East L.A. Deputy Mario Cuevas, Empl oyee # [redacted] concerning the officer-involved shooting incident in relation to the recovered bullet.

[redacted] said he saw a dark colored vehicle, with extensive under carriage damage, traveling west on Riggin Street and then a loud crash. He eventually heard commands being given from a loud speaker to step out of the car and put your hands up, twice, followed by the sound of five to six gunshots. [redacted] said on the way into his home, he heard something hit the trash can behind the gates leading into his back yard. After a few minutes, [redacted] went outside and checked the trash can and saw it had been knocked down. He then saw a bullet about a foot from the can laying on the driveway. He picked up the bullet and waited for deputy personnel to arrive.

A check of the area by East L.A. patrol personnel for additional bullets met with negative results.

No injuries and/or other property damaged were reported as a result of the incident.

IAB Note: Refer to a copy of a supplementary report written by Deputy Cuevas regarding [redacted] interview for further details.

WEAPONS USED BY DEPUTY PERSONNEL:

DEPUTY DARYL L. GAUNT:

Service Weapon: Beretta 9mm Luger caliber, Model 92FS, semiautomatic pistol.

Type of Ammunition: 9mm Luger caliber cartridges.
Ammunition: Six rounds fired and (10) live 9mm Luger caliber cartridges in a magazine.
Shell Casings: 5 (Lab **#K078726**)
Date Employee Last Qualified: (Mobile Range): [redacted]
Date Last Trained With Weapon: [redacted]
Laser Village: [redacted]

Lab Receipt No. K078726, Los Angeles County Sheriff's Department- Scientific Services Bureau, Firearms Identification Section **(Refer to Exhibit G)**.

WEAPONS USED BY SUSPECTS:

Cadillac, SLS, Grn, CA Lic# [redacted]

PROPERTY DAMAGE:

Fire Hydrant, City of Monterey Park
Sheriff's Patrol vehicle, Chevy, Tahoe, Blk/Wht, CA Lic# 1285354, SD6313

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator:	LASD East Los Angeles Detective Hector Contreras
Court:	East Los Angeles Municipal Criminal Courts Building, Central Division
Charges Filed:	245 (C) P.C., 2800.2(a) C.V.C., 23152(a) C.V.C.
Case Status:	Pending jury trial as of this date.

WEATHER CONDITIONS AND LIGHTING CONDITIONS:

The incident occurred during the hours of darkness and the weather was clear.